

**TOWN OF NEWBURGH
STORM WATER MANAGEMENT BOARD
MINUTES APRIL 21, 2014**

MEMBERS PRESENT: Dana Grace, Greg Bailey, J.T. McCarty

ADMINISTRATIVE PRESENT: Bill Kavanaugh, Town Council Liaison; Alonzo Moore, Streets Commissioner; David Hynes, Town Engineer; Lori Buehlman, Town Manager; Chris Wischer, Town Attorney

CALL TO ORDER

Mr. Grace called the meeting to order at 6 p.m.

MINUTES

Mr. McCarty moved to adopt the minutes as presented. Mr. Bailey seconded and the motion carried.

REPORTS

Engineer

Mr. Hynes said he and Ms. Buehlman, Mr. Moore and John Heck visited nine sites:

1. Along Sharon Road, south side near Hillcrest, adjacent to right of way, private property. Check periodically.
2. Mike Keeler's property in Forest Park – riprap, pipes previously installed. Back against fences, lots of debris.
3. 713 Carol Place – Property owner wants to riprap the bank. Mr. Hynes does not recommend doing this if the town is paying for the work.
4. Sycamore Street, south of Gray – Inlet plugged. Mr. Heck cleared it.
5. Overlook – Erosion continues. With the last torrential rains, the sidewalk collapsed. Mr. Hynes recommended repairing this immediately, as it is his opinion the entrance road will be affected if the repairs are not quickly made.
6. Jefferson – Debris in ditch. Previously cleaned but latest rain washed more into the ditch.
7. Bennett property on State Street. Water runs through their backyard. This is a private property issue, Mr. Hynes said. Property owners need to contact someone to look at how it can be fixed.
8. 626 Monroe Street property sump pump drains onto 628 Monroe. This is not a town issue.
9. 321 Hillcrest – Water reported in back yard. The group did not see any at the time of the visit. Mr. Hynes will contact the property owner.

Staff

Street Department workers have pushed back washed out gravel in several alleys, Ms. Buehlman said.

Mr. Kavanaugh asked if there were flooding reports from Maple Lane and Windsor Pointe. Ms.

Buehlman said none from Maple Lane. She showed pictures from Windsor Pointe.

She also said IDEM called about property on Riceland draining onto adjacent grounds. Mr. Hynes reviewed and she responded to IDEM.

UNFINISHED BUSINESS

EDIT bond issue

Mr. Hynes said they are still on target with the issue. Paving projects will be bid the end of May, after which those involved will have a sense of how much money will remain for other projects. Sidewalks are next, then drainage.

MS4 mapping is complete, Mr. Hynes said. He is now working on documenting outfalls and identifying illicit discharge sites. He hopes to present the MS4 mapping at the May SWM meeting.

Ms. Buehlman said a Notice of Sufficiency has been received from IDEM.

She said it will be late summer, at least, before it is known how much funding will be available for drainage projects.

Mr. McCarty asked about the five-year permit. Mr. Hynes said it was issued November 3, 2013. It is the third permit period for this program, he said.

Ms. Buehlman said unless there is a mass population decline, Newburgh will continue to be in MS4. There are six Best Practices, she said, and the town is doing all of them.

Mr. Hynes said the IDEM issues new standards frequently, but informs participants of the changes.

NEW BUSINESS

Drainage issues from April 3 rain event

Ms. Buehlman said the flood plain area was expanded in 2012 and it is possible that will happen again.

944 Treelane

Mike Keeler, owner of the property, said he has been before the board previously, and this is the same problem. The drainage project for Forest Park has been on the books for 20 years. Erosion continues, as does the water running across his property. The drainage pipe is too small. There is a drain at 519 Carol Place and the ditch clogs up with trash, allowing only a trickle of water through, he said.

Mr. Hynes said the town can do nothing because the property owner on St. Catherine has not given the town an easement. South of there, the property owner allowed an easement and the problem has been fixed, he said.

He noted there are numerous drainage pipes in Forest Park Subdivision that are undersized. Part of the ditch that is responsible for the runoff is town property, part is privately owned. Mr. McCarty said he saw the debris after the rain, and the erosion the drainage is causing.

Mr. Kavanaugh said much of the drainage issue for this area lies within the county and the town is powerless to correct it.

Mr. Wischer said he would have to see the issue before making any recommendations, but if it is a private property issue, Mr. Keeler would have to take legal action on his own. Mr. Wischer asked Ms. Buehlman and Mr. Hynes to visit the property owner with him and discuss the issue. He asked Mr. Hynes to bring the plans for Forest Park to the next meeting. He wants to know the history of the issue before making recommendations.

The lake at the top of Outer Gray overflows and drains down the hill. Mr. Grace asked Mr. Hynes and Mr. Wischer to look at it and report at the next meeting.

723 Forest Park Dr.

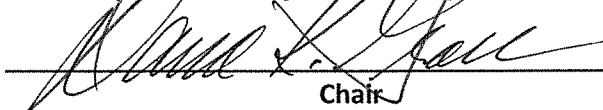
Diana Woods, the property owner, reported the ditch is failing and her yard is eroding, to the point the fence is falling. Mr. Hynes said there is no easement for the property where the problem originates. Ms. Woods said she will ask the neighbor to grant the easement.

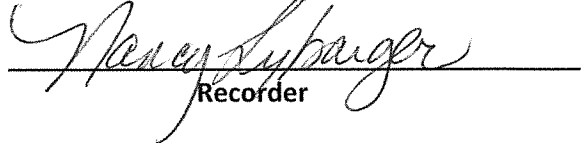
Mr. Hynes said it is not just a matter of easements, but also of funding.

Mr. Grace asked Mr. Hynes and Mr. Wischer to look into it. Mr. Hynes said this may be an instance where the Barrett Law could be used – where neighbors agree to fund repair projects by increased property tax assessments, just for them, just for the project.

ADJOURN

Mr. Bailey moved to adjourn at 7:25 p.m. Mr. McCarty seconded the motion and it carried.


Chair


Recorder

05-19-2014